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               IN THE UNITED STATES DISTRICT COURT
                    FOR THE DISTRICT OF ALASKA
                           AT ANCHORAGE
CITY OF SAINT PAUL, a municipal
corporation,
                                   )
          Plaintiff,
                                   ) No. 3:97-cv-0181 HRH
     VS.
                                            PROPOSED
DONALD EVANS, Secretary of the
United States Department of
                                  ) ORDER GRANTING UNOPPOSED
Commerce, and CONRAD C.
                                  ) MOTION BY DEFENDANT AND
LAUTENBACHER, JR., Administrator, ) COUNTERPLAINTIFF TANADGUSIX
National Oceanic and Atmospheric
                                  ) CORPORATION FOR MODIFICATION OF
Administration, and TANADGUSIX
                                  ) SCHEDULING ORDER FOR DAMAGES
CORPORATION, an Alaska
                                  ) AND REMEDIES PHASE OF CASE
corporation,
          Defendant.
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Defendant and Counterclaimant Tanadgusix Corporation ("TDX"), by and through its attorneys of record, Turner & Mede, P.C. and Law Office of Douglas F. Strandberg, P.S., has moved for the entry of an order extending the scheduling deadlines for (a)

the designations of experts, (b) service of expert reports, Order Granting Motion by Defendant and Counterclaimant Tanadgusix Corporation for Modification of Scheduling Order for Damages and Remedies Phase of Case City of Saint Paul v. Donald Evans, et al., No. 3:97-cv-0181 HRH Page No. 1

(c) completion of lay witness discovery, (d) completion of expert witness discovery, (e) filing of discovery motions, and (f) filing of summary judgment motions, in limine motions and motions for rulings on the law of the case. The motion is unopposed by the City.

The Court finds that there is good cause for such extensions because they have been requested to enable the affected parties to continue settlement negotiations.

IT IS HEREBY ORDERED that (a) expert designations must be served by May 28, 2008, (b) expert reports must be served by September 29, 2008, (c) lay witness discovery must be completed by September 29, 2008, (d) expert witness discovery must be completed by November 28, 2008, (e) discovery motions must be filed by December 29, 2008, and (f) summary judgment motions, in limine motions and motions for ruling on the law of the case must be filed by November 28, 2008.

DATED at Anchorage, Alaska, this ____ of ____, 2008.

H. Russel Holland, Judge District of Alaska

<u>Certificate of Service</u>

This is to certify that on this $10^{^{\rm th}}$ day of January, 2008, a copy of the foregoing was served Electronically on:

Department of Justice Environmental & Natural Resources Division Attn: Dean K. Dunsmore 801 "B" Street, Suite 504 Anchorage, AK 99501-3657

Order Granting Motion by Defendant and Counterclaimant Tanadgusix Corporation for Modification of Scheduling Order for Damages and Remedies Phase of Case City of Saint Paul $v.\ Donald\ Evans,\ et\ al.,\ No.\ 3:97-cv-0181\ HRH$ Page No. 2

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<u>/s Terrance A. Turner</u>